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Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)**

IN RE: BEXTRA AND CELEBREX) MDL CASE NO.: 05-CV-1699
MARKETING SALES PRACTICES AND)
PRODUCT LIABILITY LITIGATION)

DUARTE, et al.,) CASE NO. CGC-06-449462
MDL Case No. 06-2391 CRB

Plaintiffs,) STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE
vs.) AS TO PLAINTIFF DONNA J. SHAFFER

PFIZER, INC., et al.)
Defendants.)

COME NOW, Plaintiff DONNA J. SHAFFER and Defendants PFIZER, INC., et al., by
and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a),

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE
AS TO PLAINTIFF DONNA J. SHAFFER**

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1 and hereby stipulate to the dismissal of Plaintiff DONNA J. SHAFFER from this action, with
2 prejudice, each side bearing its own attorney's fees and costs.

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4 Respectfully submitted,

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6 Dated: September 24, 2009

KABATECK BROWN KELLNER LLP

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8 By: 

Brian S. Kabateck, Esq.

Attorneys for Plaintiff DONNA J. SHAFFER

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11 Dated: October 27, 2009

DLA PIPER LLP

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13 By: /S/

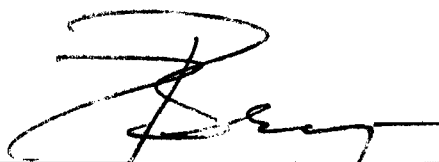
Matthew A. Holian

Attorney for Defendants PFIZER, INC., et al.

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16 **ORDER**

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18 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS**
19 **SO ORDERED.**

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21 Dated: OCT 29 2009



Honorable Charles R. Breyer
United States District Court